

EXHIBIT 1

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
50 WALNUT ST RM 4015
NEWARK NJ 07102-3595

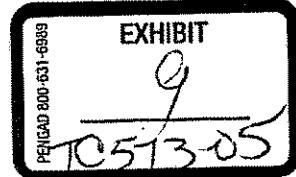
John D. Horton
PO BOX 7
JOBSTOWN NJ 08041-0007
Plaintiff,

v. Civil Action No. 04-5658 (JAG)

Ross University School of Medicine EEOC Charge No. 170-2003-02552
499 THORNALL ST FL 10
EDISON NJ 08837-2235

Jorge Rios
499 THORNALL ST FL 10
EDISON NJ 08837-2235

Michelle Fried
499 THORNALL ST FL 10
EDISON NJ 08837-2235
Defendants.



COMPLAINT

A. PRELIMINARY STATEMENT

This case is brought pursuant to an EEOC "right to sue" letter, a copy of which is attached hereto, marked Exhibit A and incorporated herein by reference.

B. JURISDICTION

This action is brought pursuant to Title VII of the Civil Rights Act of 1964 as amended, for employment discrimination. Jurisdiction is specifically conferred on this Court by 42 U.S.C. § 2000e(5). Equitable and other relief are also sought under 42 U.S.C. §§ 1331, 1343 and 42 U.S.C §§ 1981 et seq. Jurisdiction of

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employment discrimination based on age is conferred by 29 U.S.C. §§ 626(c)(1) and 626(e) and appropriate relief is also sought. The plaintiff invokes the pendant jurisdiction of this court to try cases arising under New Jersey state law.

C. PARTIES

1. Name of the plaintiff:
Present mailing address: John D. Horton
PO BOX 7
JOBSTOWN NJ 08041-0007
2. Name of the defendant:
Present mailing address: Ross University School of Medicine
499 THORNALL ST FL 10
EDISON NJ 08837-2235
3. Name of the defendant:
Present mailing address: Jorge Rios
499 THORNALL ST FL 10
EDISON NJ 08837-2235
4. Name of the defendant:
Present mailing address: Michelle Fried
499 THORNALL ST FL 10
EDISON NJ 08837-2235

D. NATURE OF THE CASE

The plaintiff, John D. Horton, is an Hispanic minority male over the age of 40 years of age.

1. In January of 2003 the plaintiff participated in a telephone interview with Dr. Jorge Rios, Dean of Academic Affairs for the defendant, for the position of Library Director at the defendant's campus located on the Caribbean island country of Dominica. The position paid \$70,000 per year.
2. At the conclusion of the telephone interview, Dr. Rios offered the plaintiff an in-person, all expenses paid trip to the Dominica campus to complete the interview process and the plaintiff accepted the offer and in consideration thereof

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are charged with fraudulent concealment for failing to properly, adequately and timely disclose their decision to breach the contract.

10. Fourth cause of action. Paragraphs 1 through 9 are incorporated herein by reference. Under the common law, statutes and Uniform Commercial Code of New Jersey the defendants (Ross University School of Medicine, Rios and Fried) are charged with fraudulent inducement by providing the plaintiff with an interview date which caused the plaintiff to decline his offer of an interview for a library director position at a Seattle area community college.

11. Fifth cause of action. Paragraphs 1 through 10 are incorporated herein by reference. Under the common law, statutes and Uniform Commercial Code of New Jersey the defendant (Fried) is charged with the tortuous interference with a contractual and business relationship for her telling Rios to breach the contract because she did not like the plaintiff because he was an Hispanic minority male over the age of 40 years and she wanted a white female hired for the position.

F. INJURY

12. The plaintiff was denied the opportunity to interview for the position with Ross at their Dominica campus. The plaintiff would have been hired for the position but for the wrongful actions of Fried. The plaintiff declined the opportunity to interview for a library director position with a Seattle WA area community college in detrimental reliance on the interview contract which the defendant breached and would have been hired for that position. The plaintiff was gravely humiliated in not being treated like other applicants for employment.

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The plaintiff's civil rights under Title VII and the Age Discrimination Act were violated by the defendants.

G. REQUEST FOR RELIEF

13. The plaintiff requests any and all just and equitable relief that this court can provide.

H. REQUEST FOR A JURY

14. The plaintiff requests a jury trial on all issues triable by a jury.

DECLARATION UNDER PENALTY OF PERJURY

15. The undersigned declares under penalty of perjury that he is the plaintiff in the above action, and that he has read the above complaint and that the information contained therein is true and correct.

DATED: November 9, 2002



John D. Horton
John D. Horton

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EXHIBIT 2

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CIVIL ACTION NO: 04-5658 (JAG)

JOHN HORTON, :
Plaintiff, : CIVIL ACTION
Deposition of:
vs. : JOHN HORTON
ROSS UNIVERSITY SCHOOL OF :
MEDICINE; JORGE RIOS; and :
MICHELLE FRIED, :
Defendants. :
- - - - -

T R A N S C R I P T of the stenographic
notes of the proceedings in the above-entitled
matter, as taken by and before TERESA CUELLAR, a
Certified Shorthand Reporter and Notary Public of
the State of New Jersey, held at the offices of
LINDABURY, McCORMICK & ESTABROOK, PA, 53 Cardinal
Drive, Westfield, New Jersey, on Friday, May 13,
2005, commencing at 11:05 p.m., pursuant to
notice.

SENTRY COURT REPORTING
&
LITIGATION SERVICES, LLC
45 Horse Hill Road
Cedar Knolls, New Jersey 07927
Phone: 1-973-359-8444 Fax: 1-973-359-1049

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1 APPEARANCES:

2
 3 LINDABURY, McCORMICK & ESTABROOK, PA
 4 53 CARDINAL DRIVE
 5 WESTFIELD, NEW JERSEY 07091
 6 (908) 233-6800
 7 BY: JOHN SCHMIDT, ESQ.
 8 ATTORNEYS FOR THE DEFENDANTS

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1 JOHN HORTON, is duly sworn by a Notary
 2 Public of the State of New Jersey and testifies
 3 under oath as follows:

4 DIRECT EXAMINATION BY MR. SCHMIDT:

5 Q. Mr. Horton, I introduced myself.

6 My name is John Schmidt. I am the attorney
 7 representing the defendants in this litigation.

8 We have asked you here today for the purpose of
 9 taking your deposition. What that is very simply,
 10 it's going to be a series of questions I'm going
 11 to ask you and that I would like you to respond to
 12 the best of your ability.

13 If you do not understand a question that I
 14 ask, please tell me, and I'll try to rephrase it
 15 so you do understand it. If you answer a question
 16 that I ask, we're going to assume that you did
 17 understand it and that you answered it to the best
 18 of your ability.

19 If at any time you need to take a break
 20 during the course of this deposition, it's an
 21 informal proceeding, you're in my office, just
 22 tell me. As long as a question isn't pending for
 23 which there's no answer we can take a break. You
 24 can use the men's room, coffee, whatever you need,

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2 WITNESS DIRECT CROSS REDIRECT RECROSS

3 JOHN HORTON

4 By: Mr. Schmidt: 4

10 EXHIBITS

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1 If at any time during the deposition you
 2 feel that you need to read something, please take
 3 your time. Don't rush. This isn't a fire drill.
 4 I want to make sure that your answers are complete
 5 and as accurate as best as possible.

6 Do you understand my instructions so far?

7 A. Yes, I do.

8 Q. Okay. Everything that's being said
 9 here today is being transcribed by the court
 10 reporter to my left and your right. It's
 11 therefore necessary for you to give oral answers
 12 to all your questions. She cannot take down a nod
 13 of the head or gesture of the hand.

14 It's also important that we try not to
 15 interrupt each other as humans have a tendency to
 16 do in conversation because it makes it very
 17 difficult for her to transcribe two people talking
 18 at the same time. So even though you may
 19 anticipate an answer to my question, please wait
 20 until I finish the question so that she can take
 21 it down completely and then I will also try not to
 22 interrupt your answers.

23 Are you taking any medications that you
 24 believe in any way would inhibit your ability to
 25 listen, to understand and to answer the questions

<p>1 I'm asking?</p> <p>2 A. No.</p> <p>3 Q. Are you today suffering from any</p> <p>4 ailments, physical or mental, that you believe may</p> <p>5 inhibit your ability to listen, to understand and</p> <p>6 answer the questions I'm asking?</p> <p>7 A. No.</p> <p>8 Q. Okay. You are appearing today in</p> <p>9 this proceeding pro se, is that correct?</p> <p>10 A. That is correct.</p> <p>11 Q. So you have no attorney with you?</p> <p>12 A. No, I don't.</p> <p>13 Q. You understand that in litigation</p> <p>14 you are entitled to have an attorney representing</p> <p>15 you, is that correct?</p> <p>16 A. If I choose to and if I have the money to</p> <p>17 afford one, I think that would have been correct.</p> <p>18 Q. But you do understand that you are</p> <p>19 proceeding today on your own and that you're</p> <p>20 willing to go forward today without an attorney?</p> <p>21 A. That is correct.</p> <p>22 Q. Okay.</p> <p>23 MR. SCHMIDT: Can we have this</p> <p>24 marked please. Why don't we just mark them</p> <p>25 Exhibit 1 through. It doesn't have to be</p>	<p>Page 6</p> <p>1 A. Yes, sir.</p> <p>2 Q. And you received a Bachelor's of</p> <p>3 Arts degree in 1982?</p> <p>4 A. That is correct.</p> <p>5 Q. Subsequent to receiving that</p> <p>6 degree, did you go directly to graduate school for</p> <p>7 your Master's of Science or did you go to law</p> <p>8 school?</p> <p>9 A. That is a good question, as that was twenty</p> <p>10 years ago. I believe I began my Master's degree</p> <p>11 in June of '82 right after I graduated in May of</p> <p>12 '82 from Cameron University, and then I started in</p> <p>13 on my Master's in June of '82.</p> <p>14 Q. At the University of Oklahoma?</p> <p>15 A. Yes.</p> <p>16 Q. Did you then go on to law school</p> <p>17 after completing your Master's degree in library</p> <p>18 science?</p> <p>19 A. No. Actually, the Master's degree was</p> <p>20 pending. I would say as it states there, I didn't</p> <p>21 receive it till '85. And then I began University</p> <p>22 of Oklahoma Law School I believe in '83, or --</p> <p>23 excuse me. Actually, I went to Oklahoma City</p> <p>24 University Law School in September of '83. Went</p> <p>25 for one semester. And I believe University of</p>
<p>1 plaintiff or defendant.</p> <p>2 (Resume, is received and marked as</p> <p>3 Exhibit 1 for Identification.)</p> <p>4 Q. Mr. Horton, I'm going to show you a</p> <p>5 document which we marked Exhibit 1 for</p> <p>6 identification, and except for the top mail lines,</p> <p>7 as it appears to be an e-mail, do you recognize,</p> <p>8 can you identify the remainder of this document?</p> <p>9 A. Yes, I do recognize and I can identify the</p> <p>10 remainder of this document.</p> <p>11 Q. Can you tell me what it is please?</p> <p>12 A. It appears to be my resume.</p> <p>13 Q. Is this the resume that you</p> <p>14 forwarded to Ross University by e-mail attachment</p> <p>15 on January 13, 2003?</p> <p>16 A. It would appear to be, yes.</p> <p>17 Q. Any question as to whether it is or</p> <p>18 it is not?</p> <p>19 A. I don't have 100 percent recollection as to</p> <p>20 it, but this would appear in substance to be the</p> <p>21 resume that I sent.</p> <p>22 Q. I'd like to go over it if I could.</p> <p>23 Start with your education. From this resume am I</p> <p>24 correct that you attended Cameron University in</p> <p>25 Oklahoma?</p>	<p>Page 7</p> <p>1 Oklahoma I must have started there in September of</p> <p>2 '85. So actually once I graduated from University</p> <p>3 of Oklahoma I got my Master's degree in '85 and</p> <p>4 then I begin University of Oklahoma Law School in</p> <p>5 September of '85. That's it. I tried to</p> <p>6 establish a time line. I'm -- I'm -- it's been a</p> <p>7 while. Twenty years, you know.</p> <p>8 Q. According to your resume, you</p> <p>9 completed 65 credit hours toward your law degree,</p> <p>10 is that correct?</p> <p>11 A. Yes.</p> <p>12 Q. Do you know how many credits you</p> <p>13 needed to graduate with a law degree?</p> <p>14 A. I believe it's usually 90, so --</p> <p>15 Q. Is there any reason that you</p> <p>16 stopped your education in law school?</p> <p>17 A. There were exigencies and circumstances,</p> <p>18 financial, primarily family, other things along</p> <p>19 those lines which made it impracticable for me to</p> <p>20 continue.</p> <p>21 Q. Going forward with the resume, it</p> <p>22 appears that the next job you had after getting</p> <p>23 your Master's in law school as working for the</p> <p>24 IRS, which was from April 1988 through November</p> <p>25 1989.</p>

<p style="text-align: right;">Page 10</p> <p>1 A. Correct.</p> <p>2 Q. Was there a gap in time between</p> <p>3 your law school education and the time you first</p> <p>4 began working for the IRS?</p> <p>5 A. Well, I -- I believe law school ended in</p> <p>6 '87 maybe, and then I was maybe living at home for</p> <p>7 a year and then more exigencies. I'm off to</p> <p>8 Seattle to work for the IRS.</p> <p>9 Q. What did you do for that year that</p> <p>10 you were living at home?</p> <p>11 A. Just stayed with mother, you know, to get</p> <p>12 things moving.</p> <p>13 Q. When you worked for the IRS for, it</p> <p>14 appears, oh, sixteen, seventeen months?</p> <p>15 A. Correct.</p> <p>16 Q. What were the reasons for leaving</p> <p>17 the IRS?</p> <p>18 A. Let me check. Let's see what the next job</p> <p>19 says. Oh, again, I probably should explain that</p> <p>20 this resume is not necessarily comprehensive, but</p> <p>21 I -- let's just say I had a job working somewhere</p> <p>22 else which was not on this.</p> <p>23 Q. Where did you work?</p> <p>24 A. It was El Toro Marine Corps Air Station in</p> <p>25 California.</p>	<p style="text-align: right;">Page 12</p> <p>1 unless you tell us. So if you're not certain,</p> <p>2 just tell us you don't recall.</p> <p>3 A. Okay. If that's acceptable. Obviously,</p> <p>4 these things are from twenty years ago, so I'm</p> <p>5 kind of -- ten years ago. Maybe fifteen years</p> <p>6 ago.</p> <p>7 Q. So then between El Toro Marine</p> <p>8 Corps Air Station and obtaining employment with</p> <p>9 the Royal Saudi Naval Forces, is it fair to say</p> <p>10 you had odd jobs?</p> <p>11 A. Temporary jobs. Casual labor. Odd jobs,</p> <p>12 maybe that would be it.</p> <p>13 Q. Nothing that was --</p> <p>14 A. Worth putting on a resume.</p> <p>15 Q. Then you went to Saudi Arabia and</p> <p>16 you worked there for two years, is that correct?</p> <p>17 A. Right.</p> <p>18 Q. Was that pursuant to some</p> <p>19 government program or was that a job that you</p> <p>20 simply sought out and were hired directly by the</p> <p>21 Saudi Royal Air Forces?</p> <p>22 A. No. There was a recruiter. They put a</p> <p>23 paper in the Seattle or they put an advertisement</p> <p>24 in the Seattle Times newspaper and they had some</p> <p>25 kind of -- some library-type job and I responded</p>
<p style="text-align: right;">Page 11</p> <p>1 Q. For how long did you work there?</p> <p>2 A. I believe I was there for six months.</p> <p>3 Q. From when to when?</p> <p>4 A. Let's see. Probably based on this, we'll</p> <p>5 say December of '89 to June of '90.</p> <p>6 Q. So you worked for them,</p> <p>7 approximately, six months?</p> <p>8 A. Correct.</p> <p>9 Q. What position did you have there?</p> <p>10 A. Assistant librarian.</p> <p>11 Q. What type of librarian?</p> <p>12 A. It was their recreation services library.</p> <p>13 Q. And why did you leave that position</p> <p>14 in June of '90?</p> <p>15 A. Other exigencies and circumstances.</p> <p>16 Q. And then it's fair to say you</p> <p>17 didn't get another position until February of</p> <p>18 1992?</p> <p>19 A. I was probably working in Seattle for</p> <p>20 different companies --</p> <p>21 Q. Okay.</p> <p>22 A. -- at that point. I believe I returned to</p> <p>23 Seattle from '90 to '92.</p> <p>24 Q. And the other instruction I failed</p> <p>25 to give you is that I don't want you to guess</p>	<p style="text-align: right;">Page 13</p> <p>1 and they hired me, so I was over there.</p> <p>2 Q. For two years?</p> <p>3 A. For two years.</p> <p>4 Q. And why did you leave that</p> <p>5 position?</p> <p>6 A. Well, it was a contract position and two</p> <p>7 years was pretty much enough for me.</p> <p>8 Q. You left there in February of 1994,</p> <p>9 and according to your resume it doesn't appear</p> <p>10 that your next job was until October 1997?</p> <p>11 A. That is correct.</p> <p>12 Q. What did you do during that two and</p> <p>13 a half-year period of time?</p> <p>14 A. Well, I just kind of lived in Seattle. I</p> <p>15 did bring back a little bit of money with me, and</p> <p>16 so it was not necessary for me to work at that</p> <p>17 point, so I didn't.</p> <p>18 Q. And you went to work again, it</p> <p>19 appears as a librarian, working for the Society of</p> <p>20 Saint Pius the X Roman Catholic Religious Order?</p> <p>21 A. Correct.</p> <p>22 Q. You worked there for,</p> <p>23 approximately, ten months?</p> <p>24 A. Correct.</p> <p>25 Q. And why did you leave that</p>

<p>1 position?</p> <p>2 A. Well, it was a temporary position. It was</p> <p>3 sort of designed to see if I was interested in</p> <p>4 studying for the priesthood, and I believe the</p> <p>5 determination was made that I was not going to be</p> <p>6 studying for the priesthood for their religious</p> <p>7 order, and so it was time to move on.</p> <p>8 Q. Let me see if I understand your</p> <p>9 answer then. When you first took employment you</p> <p>10 had an understanding that you were going there to</p> <p>11 see if you might be interested in joining the</p> <p>12 priesthood?</p> <p>13 A. Right. Right. There was a religious</p> <p>14 component to that as well as the library side to</p> <p>15 that.</p> <p>16 Q. You left there in 1998 and you took</p> <p>17 a job with Huron University library in September</p> <p>18 of '98, is that correct?</p> <p>19 A. Yes.</p> <p>20 Q. And you worked there it appears for</p> <p>21 six months?</p> <p>22 A. Correct.</p> <p>23 Q. Why did you leave there in six</p> <p>24 months?</p> <p>25 A. The best of my recollection, their</p>	<p>Page 14</p> <p>1 student loan money around March and then they do</p> <p>2 their massive layoff of staff and budget cutting</p> <p>3 until they can get more funding in the following</p> <p>4 September. So I found out about that after the</p> <p>5 fact, but that's just how they operated over</p> <p>6 there, so --</p> <p>7 Q. Then it appears you were out of</p> <p>8 work for, approximately, five months.</p> <p>9 A. Correct.</p> <p>10 Q. And you took a job at Shaw Air</p> <p>11 Force Base?</p> <p>12 A. Yes.</p> <p>13 Q. Where? In South Carolina?</p> <p>14 A. Correct.</p> <p>15 Q. Working it appears to be in the</p> <p>16 medical resource center and library?</p> <p>17 A. Correct.</p> <p>18 Q. As the director?</p> <p>19 A. I believe that's the title of the job.</p> <p>20 Q. How many people were you directing?</p> <p>21 A. Directing myself there.</p> <p>22 Q. So it was a one-person position?</p> <p>23 A. That is correct.</p> <p>24 Q. And you stayed there for</p> <p>25 approximately seven months?</p>
<p>1 institution was financially strapped. It was</p> <p>2 privately funded and they had a mass layoff in</p> <p>3 March of '99, in which myself and a number of</p> <p>4 other people were just essentially laid off. And</p> <p>5 based on the history of Huron University, they had</p> <p>6 laid off previous five -- I know from the library</p> <p>7 side of the house, the previous, I'm going to say,</p> <p>8 five librarians every year. They'd hired them for</p> <p>9 the first semester. You get halfway through the</p> <p>10 spring semester, they'd run out of money and then</p> <p>11 they'd lay off the librarians. So it just seemed</p> <p>12 to be a practice or pattern of Huron University to</p> <p>13 lay off people in March.</p> <p>14 Q. When did you learn of that practice</p> <p>15 or pattern?</p> <p>16 A. Probably in January. I had an opportunity</p> <p>17 to speak to the former librarian there, and she</p> <p>18 had actually lived in my town, in Hoven, South</p> <p>19 Dakota, for a number of years. And originally</p> <p>20 Huron University was a presbyterian school and</p> <p>21 they had some state funding and then it went into</p> <p>22 private hands I guess in the '70s. And ever since</p> <p>23 then it's just been a hand-to-mouth existence from</p> <p>24 student loan money being disbursed in September of</p> <p>25 an academic year, and then they run out of the</p>	<p>Page 15</p> <p>Page 17</p> <p>1 A. Seven months, correct.</p> <p>2 Q. Why is it that you left there after</p> <p>3 seven months?</p> <p>4 A. Oh, I believe I resigned to look for other</p> <p>5 opportunities.</p> <p>6 Q. Were you asked to leave or was it a</p> <p>7 voluntary --</p> <p>8 A. I believe the final determination was that</p> <p>9 I simply resigned.</p> <p>10 Q. What do you mean final</p> <p>11 determination?</p> <p>12 A. Well, you know, the government is</p> <p>13 bureaucratic, and they have the final</p> <p>14 determination on what is called the standard Form</p> <p>15 50, which is the personal action that denominates,</p> <p>16 you know, your coming and going. They hire you</p> <p>17 through ASF 50. They retire you or let you go</p> <p>18 through ASF 50. And the final ASF 50 states that</p> <p>19 it was a resignation action.</p> <p>20 Q. Did they eliminate your position</p> <p>21 completely or were you asked to resign?</p> <p>22 A. I think I could just say that I resigned</p> <p>23 for my own reasons, and that's how it's</p> <p>24 documented.</p> <p>25 Q. And what were the reasons?</p>

<p style="text-align: right;">Page 18</p> <p>1 A. Looking for other opportunities outside of 2 South Carolina.</p> <p>3 Q. Did you have something lined up 4 when you left?</p> <p>5 A. Well, let's see. Let me check. I did not, 6 so no. It was just -- I don't know. It was so 7 hot down there and humid. It was terrible. So 8 it's unhealthy for me.</p> <p>9 Q. Not too much different than what 10 the island of Dominica would be like?</p> <p>11 A. That's true too but they paid a lot more.</p> <p>12 Q. Then you went for a period of about 13 two years and three months without employment, is 14 that correct?</p> <p>15 A. Yes. That would appear to be so.</p> <p>16 Q. And you took a job with West Point?</p> <p>17 A. Yes.</p> <p>18 Q. Can we assume that as of this time 19 period through the time you worked at West Point 20 the only medical library you worked in was the 21 Shaw Air Force Base library?</p> <p>22 A. That is correct.</p> <p>23 Q. And you worked at West Point for 24 two months?</p> <p>25 A. Two months, yes.</p>	<p>1 library?</p> <p>2 A. Yes. That would appear to be correct.</p> <p>3 MR. SCHMIDT: Mark this.</p> <p>4 (On-line job posting, is received 5 and marked as Exhibit 2 for 6 Identification.)</p> <p>7 Q. I'll show you what's been marked as 8 Exhibit 2, and I'll represent to you that this was 9 Ross University's on-line job posting. Now, this 10 one, it indicates that it was posted in April 11 2003.</p> <p>12 A. Correct.</p> <p>13 Q. Do you recall whether this was 14 similar to the first job posting you saw on line?</p> <p>15 A. I would question whether I even saw this on 16 line. I believe I saw this in the print edition 17 of the Chronicle of Higher Education, so -- but in 18 substance, the salary and the description is the 19 same. But I saw it on -- not on this particular 20 web site. They had it published in the Chronicle 21 of Higher Education, which is a newspaper that has 22 an employment section in addition to other things, 23 so --</p> <p>24 Q. Now, you applied for a position by 25 forwarding Ross University a copy of your resume,</p>
<p style="text-align: right;">Page 19</p> <p>1 Q. Why is it that you were only there 2 for two months?</p> <p>3 A. I found the cost of living to be 4 prohibitive on a 20-hour-a-week position.</p> <p>5 Q. So this was a part-time position?</p> <p>6 A. As it so states hours per week 20.</p> <p>7 Q. Did you relocate then back to the 8 West Coast after you left West Point?</p> <p>9 A. Yes.</p> <p>10 Q. For the two years between Shaw Air 11 Force Base and West Point, had you gone back to 12 the West Coast?</p> <p>13 A. Let's see. Yes, I did.</p> <p>14 Q. So then you relocated back to the 15 West Coast after West Point in August of 2002?</p> <p>16 A. Let me see. Yes, approximately, August 17 2002.</p> <p>18 Q. And you were unemployed until you 19 applied for the, well, several positions at that 20 point one being at Ross University, is that 21 correct?</p> <p>22 A. Correct.</p> <p>23 Q. Okay. So then as of the time you 24 applied for a position at Ross University you had 25 seven months experience working in a medical</p>	<p style="text-align: right;">Page 21</p> <p>1 correct?</p> <p>2 A. Yes.</p> <p>3 Q. Do you think you met the 4 requirements for the job?</p> <p>5 A. I met the basic requirements I think.</p> <p>6 Q. Did you have five to eight years of 7 professional experience in an academic research or 8 medical school in a library setting?</p> <p>9 A. No, I did not.</p> <p>10 Q. Did you have three to five years of 11 experience supervising professional librarians or 12 library support staff?</p> <p>13 A. No.</p> <p>14 Q. What is it that caused you then to 15 think that you met the basic requirements for the 16 position?</p> <p>17 A. Well, my consideration was the location in 18 Dominica. I didn't feel that there were going to 19 be that many applicants for the position.</p> <p>20 Obviously, in the requirements section of the 21 vacancy announcement or the job description, they 22 put the Master's degree in library science as the 23 first requirement and everything else, although it 24 calls them requirements, well, I'm not sure if 25 they were ever going to find anyone quite of what</p>

<p>1 they want.</p> <p>2 Q. Regardless of what you think --</p> <p>3 A. Yes.</p> <p>4 Q. -- did you have any discussions</p> <p>5 with anybody about you meeting the requirements</p> <p>6 for the job posting?</p> <p>7 A. Well, I eventually talked to Dr. Rios and</p> <p>8 he invited me in for an interview in Dominica. So</p> <p>9 evidently he felt that I was at least good enough</p> <p>10 to at least go for the interview.</p> <p>11 Q. At that point do you know how many</p> <p>12 candidates they had applying for the position?</p> <p>13 A. Well, no, I don't have any idea.</p> <p>14 Q. Do you know whether he reviewed</p> <p>15 your resume at the time that he invited you for</p> <p>16 the interview?</p> <p>17 A. I would assume he read some of it. I -- I</p> <p>18 wasn't looking over his shoulders. So, no, I</p> <p>19 couldn't say exactly what he was doing down there.</p> <p>20 But essentially he invited me for an interview.</p> <p>21 So I was under the impression at least he thought</p> <p>22 I met the basic requirements for the position,</p> <p>23 so --</p> <p>24 Q. Did you ever ask him that question?</p> <p>25 A. Well, we did the interview. We discussed</p>	<p>Page 22</p> <p>1 Q. Today you're supposed to answer my</p> <p>2 questions. This is not a free-for-all.</p> <p>3 A. Okay.</p> <p>4 Q. What your suppositions may be or</p> <p>5 what you suspect is not the questions that I ask.</p> <p>6 I asked you very simply did Dr. Rios ever tell you</p> <p>7 you met the qualifications for the job.</p> <p>8 A. Yes.</p> <p>9 Q. I want to know to the best of your</p> <p>10 recollection what he told you about meeting the</p> <p>11 qualifications for the job.</p> <p>12 A. Well, just the fact they invited me in for</p> <p>13 an in-person interview clearly implies that I felt</p> <p>14 I met the basic qualifications.</p> <p>15 Q. So then it's fair to assume they</p> <p>16 never said anything about your qualifications, you</p> <p>17 are implying that from the fact they invited you</p> <p>18 for an interview?</p> <p>19 A. Well, we talked --</p> <p>20 Q. Yes or no, sir?</p> <p>21 A. Could you repeat the question.</p> <p>22 MR. SCHMIDT: Can you repeat the</p> <p>23 question, please.</p> <p>24 (Requested portion is read back by</p> <p>25 the reporter.)</p>
<p>1 my background. He seemed satisfied with my</p> <p>2 background. And then invited me into an</p> <p>3 in-person, let's-go-fly-away-to-the-Caribbean</p> <p>4 interview. And obviously they booked the flight</p> <p>5 and did everything. And then Ms. Fried somehow</p> <p>6 jumped into the work hire and she kind of put the</p> <p>7 kibosh on everything. So my concern is, Number</p> <p>8 one, what exactly is she doing trying to stop him</p> <p>9 from interviewing me. I mean, the best</p> <p>10 situation -- I'm not going to give legal advice to</p> <p>11 you or your client, but once they make the</p> <p>12 commitment to do the interview and book the</p> <p>13 flight, they should just go ahead and do the</p> <p>14 interview and then say they picked somebody else,</p> <p>15 but for them to just yank the interview seemed</p> <p>16 very suspect to me, and so basically that's why</p> <p>17 we're here. I mean --</p> <p>18 Q. Okay.</p> <p>19 A. In fact, they didn't even have --</p> <p>20 Q. Let me interrupt you a second, Mr.</p> <p>21 Horton, although I said I would not. You will</p> <p>22 have your chance to get on your soap box and to</p> <p>23 make any statements you want if this case gets to</p> <p>24 trial.</p> <p>25 A. Okay.</p>	<p>Page 23</p> <p>1 A. No. We discussed my qualifications. He</p> <p>2 was satisfied with my qualifications. He invited</p> <p>3 me for an in-person interview in Dominica.</p> <p>4 Q. Did he use that language, that he</p> <p>5 was satisfied with your qualifications?</p> <p>6 A. Yes.</p> <p>7 Q. Did he discuss with you the fact</p> <p>8 that you did not have more than two months prior</p> <p>9 experience working in a medical library?</p> <p>10 A. I believe I have six months.</p> <p>11 (E-mails, are received and marked</p> <p>12 as Defendant's Exhibit 3 for</p> <p>13 Identification.)</p> <p>14 Q. I stand corrected. Did he discuss</p> <p>15 with you that you only had seven months of</p> <p>16 experience working in a medical library?</p> <p>17 A. We discussed my resume. He was satisfied</p> <p>18 with everything on the resume, and he invited me</p> <p>19 in for an in-person interview.</p> <p>20 Q. How do you know he was satisfied</p> <p>21 with everything? Did he say that to you?</p> <p>22 A. Yes.</p> <p>23 Q. He said I am satisfied with your</p> <p>24 resume?</p> <p>25 A. Well, to the best of my recollection, this</p>

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1 again is two, three years ago now, we discussed
 2 the resume. Ordinarily you would not invite
 3 someone to travel, you know, from Seattle to this
 4 side of the country, it's 2,500 miles. And then
 5 down to Dominica I think it's another 2000 miles.
 6 You wouldn't book someone on an essentially 4 or
 7 5,000-mile flight unless you were serious about
 8 their candidacy and you were satisfied with their
 9 credentials.

10 Q. That's your assumption, correct?

11 A. Well, he's the one who booked the flight.

12 Q. That's your assumption?

13 A. No. Rios and his group down in Dominica
 14 booked the flight. That clearly states they were.

15 Q. It's no question they booked the
 16 flight, but they never said to you using those
 17 words that we're satisfied, that you're qualified
 18 for the position, is that fair?

19 A. No, that's not fair, because I had the
 20 interview with Dr. Rios over the phone. He had my
 21 resume right in front of him. If he didn't like
 22 the resume he would have not even had the
 23 interview over the phone. So the fact that we
 24 even had the interview over the phone is an
 25 indication that there was enough there for them to

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1 be satisfied to go forward with the application,
 2 interview process. So, I mean, the onus is on
 3 your client that they made all the moves.

4 Q. Sir, you're not preaching to a
 5 jury. Don't tell me what the onus is. That's not
 6 the question that's pending.

7 A. Okay.

8 Q. Now, if we go back to Exhibit
 9 Number 1 for a second, can you tell me why you
 10 placed on your resume the fact that you are a
 11 hispanic minority male over the age of 40 years?

12 A. Some companies want to know that sort of
 13 thing for EEO and diversity and affirmative action
 14 purposes.

15 Q. What is your hispanic background
 16 because, I hate to say and I don't mean to be
 17 rude, but you don't appear to be hispanic as we
 18 sit here?

19 A. Well, my mother is half, which makes me a
 20 quarter. So if you want to go dig her up, her
 21 side of the family.

22 Q. Your mother is half what?

23 A. Hispanic.

24 Q. Spain hispanic?

25 A. Mexico hispanic.

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1 Q. Your mother's one half Mexican
 2 descent?

3 A. Right.

4 Q. Okay. Your father was not Mexican?

5 A. No.

6 Q. So you're one quarter Mexican?

7 A. Yes.

8 Q. And you believe that qualifies you
 9 as hispanic minority?

10 A. Yes.

11 Q. I'm going to show you what's been
 12 marked as Exhibit 3 and ask you if you can
 13 identify that series of e-mails?

14 A. From. To. It appears to be e-mails
 15 between or from Dr. Rios to myself carbon copied
 16 to Ms. Fried. Let's see. All right. Yes, I
 17 recall these.

18 Q. Let's start with the first one on
 19 top that is dated Tuesday, January 21, 2003 at
 20 4:40 p.m. from Dr. Rios to you. The third
 21 sentence of that e-mail says, "I see that you have
 22 lived and worked in Dominica, so you're familiar
 23 with the island and perhaps the school." Did you
 24 ever live in Dominica?

25 A. No, I have not.

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1 Q. From where did he get that
 2 information? Do you know?

3 A. I would assume he confused me with somebody
 4 else.

5 Q. Did you ever tell him you were in
 6 the Peace Corps?

7 A. No.

8 Q. So you never made these
 9 representations to him?

10 A. No.

11 Q. He may have confused you with
 12 somebody else then, correct?

13 A. Possibly or -- I don't know hold he is. I
 14 think he's in his 60s or 70s maybe, and that may
 15 have contributed to the situation.

16 Q. Why, are you suggesting he's
 17 suffering from dementia of some type?

18 A. No, but at that age you've met so many
 19 people. It's hard to keep track of everybody.

20 Q. Okay.

21 MR. SCHMIDT: We'll have this
 22 marked please.

23 (E-mails, are received and marked
 24 as Defendant's Exhibit 4 for
 25 Identification.)

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1 Q. Let me show you what's been marked
 2 as Exhibit 4 and ask you if you can identify those
 3 as a series of e-mails?

4 A. I recall these, yes.

5 Q. And they're e-mails between
 6 yourself, Michelle Fried and Dr. Rios?

7 A. Correct.

8 Q. Okay. If we go to Page 2, which is
 9 really the first to go backwards on these, it
 10 appears that there was some initial discussions
 11 about setting up a telephone interview, is that
 12 correct?

13 A. Correct.

14 Q. And that was apparently done. And
 15 then on the 21st of January 2004 you write to Dr.
 16 Rios, "Any word on my flight to Dominica. I
 17 haven't heard from your travel agent." Had he
 18 made an offer to you for a job interview in
 19 Dominica over the telephone --

20 A. Yes.

21 Q. -- sometime between the 15th and
 22 the 21st of January?

23 A. Well, when we had our phone interview he
 24 said, "Okay. I want you to come and do an
 25 in-person interview." So we did the phone

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1 A. Let's see. I don't recall having to go to
 2 the travel agency. I mean, obviously, I'm in
 3 Seattle. The travel agent is in Dominica.

4 Q. Contacted?

5 A. Contact. Okay. I believe they just wanted
 6 me to confirm and I was, look, well, they're
 7 making all the arrangements, so there's really
 8 nothing for me to confirm what they want to set
 9 up. I'm just totally available.

10 Q. You had an e-mail to Michelle Fried
 11 with a number of questions concerning the
 12 ammenities for the trip. Cost. How many nights.
 13 Whether the meals would be included. So forth and
 14 so on.

15 A. Right. I was basically trying to plan out
 16 that week, exactly how long they were going to
 17 have me down there and, you know, probably
 18 expenses were going to be shared. How much money
 19 I had to bring with me or available.

20 Q. Now, the trip was cancelled,
 21 correct?

22 A. Yes.

23 Q. One of the things you've alleged in
 24 this lawsuit is that you relied on that statement
 25 to cancel an interview, is that correct?

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1 interview and then he -- right there he said,
 2 "Okay. I want you to come and do the in-person
 3 interview." So that's where we were at. So he
 4 made, I guess, what you call it, the offer, at
 5 that point, and I accepted the offer. And all the
 6 booking arrangements were made with the travel
 7 agent and everything looked really good there for
 8 a while.

9 Q. You thought you were going to get a
 10 trip to Dominica?

11 A. Well, I was all ready to go. The bags were
 12 packed. I put the cat out. Everything was
 13 looking good.

14 MR. SCHMIDT: This is Number 5
 15 please.

16 (E-mails, are received and marked
 17 as Defendant's Exhibit 5 for
 18 Identification.)

19 Q. Now, is Exhibit 5 again a series of
 20 e-mails concerning your reservations?

21 A. Correct.

22 Q. The bottom e-mail appears to be --
 23 the first e-mail appears to be from Michelle Fried
 24 to you talking about the arrangements and that you
 25 have to go to the travel agency, correct?

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1 A. Yes.

2 Q. And the interview was with another
 3 school somewhere in -- I'm not sure where it was
 4 located. Where was the school located?

5 A. The Seattle area. The specific town is
 6 Renton. Renton, Washington.

7 Q. When is it that you had the
 8 interview scheduled for Renton, Washington?

9 A. As I recall, it would have been coextensive
 10 or at least the week of the trip to Dominica.

11 Q. In January?

12 A. Correct.

13 Q. Okay.

14 MR. SCHMIDT: If we can have this
 15 marked please.

16 (Interrogatories, are received and
 17 marked as Defendant's Exhibit 6 for
 18 Identification.)

19 Q. I'm going to show you a document
 20 which was marked Exhibit 6. I'm going to
 21 represent to you these were your responses to our
 22 written interrogatories or written questions that
 23 we posed to you.

24 Do you recognize this document?

25 A. Yes, I do.

<p>1 Q. Okay. There is attached Exhibit 2 A1, and this is presumably an e-mail 3 correspondence you had with the admissions office 4 at the school for which you applied for a 5 position.</p> <p>6 A. This would have been the human resources 7 office I believe.</p> <p>8 Q. Human resources. I apologize. And 9 what university was this?</p> <p>10 A. Rent ten Technical College.</p> <p>11 Q. Is there any reference to that on 12 this document at all?</p> <p>13 A. Well, under the job description they 14 obviously list, you know, application deadline to 15 rent ten Technical College. That would be A3. 16 The application deadline and where to mail --</p> <p>17 Q. But there's no e-mail that talks 18 about rent ten College, does it?</p> <p>19 A. Well, the address -- the e-mail address is 20 RTC. -- RTC.EDU.</p> <p>21 Q. And according to this, this is an 22 e-mail exchange that you had in January of this 23 year with this woman in human resources 24 department?</p> <p>25 A. Correct.</p>	<p>Page 34</p> <p>1 same week that the trip had been booked and so -- 2 Q. Is there any reason that you didn't 3 try and reschedule?</p> <p>4 A. Well, at the time the Dominica position 5 looked so promising that I was trying to put all 6 my eggs in that basket.</p> <p>7 Q. Nobody told you that you would be 8 offered a job when you went down there, did they?</p> <p>9 A. Well, I never got down there, but the 10 telephone call with Dr. Rios was just very, very 11 positive.</p> <p>12 Q. He didn't offer you a position, did 13 he? Did he?</p> <p>14 A. Well, it seemed like we were almost there.</p> <p>15 Q. Did he offer you a position?</p> <p>16 A. He did not offer me a position no, but --</p> <p>17 Q. Now, with this Renton University --</p> <p>18 A. Technical College.</p> <p>19 Q. -- Technical College did you try to 20 get another interview with them?</p> <p>21 A. No, I did not.</p> <p>22 Q. Why not?</p> <p>23 A. I felt that the Dominica position was in 24 the bag.</p> <p>25 Q. Well, what about after you came</p>
<p>1 Q. And you e-mailed her asking to 2 confirm the fact that you had sent a resume in and 3 had been offered an interview, correct?</p> <p>4 A. Yes.</p> <p>5 Q. The first e-mail in the bottom of 6 the page which is from Glenda Mullowney, it's 7 M-u-l-l-o-w-n-e-y, if that's how it's pronounced, 8 indicates that you applied for this position in 9 December of 2002, correct?</p> <p>10 A. Yes.</p> <p>11 Q. And it says you then withdrew your 12 application, correct?</p> <p>13 A. Yes.</p> <p>14 Q. You then indicated or asked her if 15 the school would confirm that you were offered an 16 interview?</p> <p>17 A. Correct.</p> <p>18 Q. And she responds it looks like you 19 were selected for an interview and you declined?</p> <p>20 A. Correct.</p> <p>21 Q. It doesn't say when, though, does 22 it?</p> <p>23 A. Well, that would be the only reason. I 24 mean, I specifically recall that my interview with 25 Renton Technical College was going to be on the</p>	<p>Page 35</p> <p>1 back from -- when you learned that your trip to 2 Dominica had been cancelled?</p> <p>3 A. I had no reason to believe that the 4 Dominica position was going to be put on hold 5 indefinitely.</p> <p>6 Q. You were interviewing for other 7 positions during that period of time, weren't you?</p> <p>8 A. I believe so, yes.</p> <p>9 Q. In fact, you interviewed for a 10 position with the Veterans Health Administration 11 in Philadelphia at about that time, didn't you?</p> <p>12 A. Probably back in December or November.</p> <p>13 Q. Okay. Now, we are into the end of 14 January of 2003, correct?</p> <p>15 A. Yes.</p> <p>16 Q. Had you accepted the position with 17 the Veterans Administration before you decided to 18 apply to Dominica University or Ross University 19 rather, in Dominica for a position?</p> <p>20 A. I don't recall.</p> <p>21 MR. SCHMIDT: Can we have this 22 marked please.</p> <p>23 (Resume, is received and marked as 24 Defendant's Exhibit 7 for Identification.)</p> <p>25 Q. Do you recognize that document?</p>

<p style="text-align: right;">Page 38</p> <p>1 A. Yes, I do.</p> <p>2 Q. This is a second resume that you 3 sent to the school, correct?</p> <p>4 A. Yes, it appears to be.</p> <p>5 Q. Dated February 18, 2003, correct?</p> <p>6 A. Correct.</p> <p>7 Q. And it indicates that you were 8 already working at the Veterans Health 9 Administration Medical Center in Philadelphia?</p> <p>10 A. That is correct.</p> <p>11 Q. So I will ask you again, do you 12 recall whether you accepted a job with the 13 Veterans Health Administration prior to January 14 22, 2003 when you decided to take a trip to 15 Dominica?</p> <p>16 A. I do not recall specifically when I 17 accepted the job at the Veterans Health 18 Administration, but it would be fair to say that 19 it would have been in January or February of that 20 year?</p> <p>21 Q. Had you decided to take the job 22 interview in Dominica because you wanted to take a 23 short vacation before you started working in 24 Philadelphia?</p> <p>25 A. No, because, again, per the position</p>	<p style="text-align: right;">Page 40</p> <p>1 Q. Now, answer my question please.</p> <p>2 A. Okay. Repeat your question for me.</p> <p>3 MR. SCHMIDT: Just read it back.</p> <p>4 (Requested portion is read back by 5 the reporter.)</p> <p>6 A. Again, I will just state that the documents 7 from the human resources at the college are all 8 that I have available at this time, but I believe 9 to the best of my recollection the proposed trip 10 to Dominica and the interview with Renton 11 Technical College were definitely all on the same 12 week.</p> <p>13 Q. But you have no documents to 14 substantiate --</p> <p>15 A. I don't think I have it with me. I'm sure 16 I can dig something up from Renton and they can 17 verify that.</p> <p>18 (Resume, is received and marked as 19 Defendant's Exhibit 8 for Identification.)</p> <p>20 Q. Take a look at Exhibit 8 please.</p> <p>21 This appears to be another copy of your resume 22 that was forwarded to Ross University.</p> <p>23 A. Correct.</p> <p>24 Q. And this appears to be one that was 25 sent in August of 2003, correct?</p>
<p style="text-align: right;">Page 39</p> <p>1 description for the Dominica position, I believe 2 it was 70,000 a year, and this thing was just 3 35,000 a year. So I would have been more than 4 happy to stay in Dominica.</p> <p>5 Q. When you first talked to Dr. Rios 6 did you tell him that you had accepted a position 7 beginning in February at the Veterans Health 8 Administration Medical Center?</p> <p>9 A. As I recall, I was not 100 percent sure 10 whether I was going to be working there obviously 11 if at any point I could have cancelled the offer 12 from the Veterans Administration. And it was 13 certainly my intention to be working in Dominica 14 and not be working in Philadelphia, but as 15 circumstances turned out Dominica kind of fell 16 through on me.</p> <p>17 Q. Let's get back to this Renton 18 University again just for a second. Do you have 19 any documents at all, any records at all, that 20 indicate when your interview had been scheduled 21 with Renton?</p> <p>22 A. The only documents -- well, the only thing 23 I can bring up is that the only reason I would 24 have cancelled it is that it would have conflicted 25 with the Dominica situation.</p>	<p style="text-align: right;">Page 41</p> <p>1 A. Correct.</p> <p>2 Q. Again, inquiring as to a position 3 as the medical librarian?</p> <p>4 A. Correct.</p> <p>5 Q. Now, this indicates that you worked 6 at the Veterans Health Administration Medical 7 Center library for four months?</p> <p>8 A. Yes.</p> <p>9 Q. And why is it that you were only 10 there for four months?</p> <p>11 A. I believe they had some problems with my 12 paperwork.</p> <p>13 Q. And what problem did they have with 14 your paperwork?</p> <p>15 A. They were not specific with me about that.</p> <p>16 Q. The problem with your work product 17 or with your background check?</p> <p>18 A. I don't know. I think they offered me a 19 position which they didn't have the authority to 20 offer me based on federal reinstatement 21 illegibility and other exoteric things. So they 22 sort of tried back.</p> <p>23 Q. What do you mean federal 24 reinstatement illegibility?</p> <p>25 A. Well, apparently there were other federal</p>

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1 employees who were hired on the register and that
 2 they had inadvertently offered the position to me
 3 when they should have given it to someone else.
 4 And evidently whoever that other person was made
 5 that fact known at which point I believe it was
 6 incumbent upon them at that point to draw that
 7 position from me and offer it to the other
 8 candidate.

9 Q. And did somebody tell you this?

10 A. That's how it was brought to me, yes.

11 Q. Who was it that brought that to
 12 your attention, the name of the person?

13 A. The name of the person I guess it would
 14 be -- we'll say Joseph Lytle.

15 Q. At human resources at the Veterans
 16 Administration?

17 A. Yes, Veterans Health Administration.

18 Q. Now, in the course from 1988
 19 forward through August of 2003 it appears that you
 20 had six or seven positions, the longest one being
 21 for two years in Saudi Arabia. The remaining ones
 22 somewhere between four and ten months, is that
 23 correct?

24 A. Yes.

25 Q. And I think your testimony was that

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1 Ross University's location in Edison, New Jersey,
 2 correct?

3 A. Yes.

4 Q. And you went without an
 5 appointment, is that correct?

6 A. That is correct.

7 Q. Walked in. What happened when you
 8 got there?

9 A. I just asked to see someone in human
 10 resources to inquire about my candidacy. That
 11 was -- the last thing I had received from the
 12 university was an e-mail notifying me that the
 13 trip to Dominica had been put on hold because of
 14 budgetary reconsiderations on the university's
 15 part, but that the trip would be rescheduled at a
 16 later date and that they would be in touch. So I
 17 believe prior to when that -- prior to me
 18 physically going up there in August of 2003. I at
 19 least sent maybe a couple of e-mails inquiring
 20 about the status of the, you know, the trip to
 21 Dominica, but for some reason they were giving me
 22 the cold shoulder and just, you know, weren't
 23 laying all their cards on the table.

24 Q. Did you raise your voice when you
 25 were in the reception area?

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1 with each of them there was an employer's reason
 2 why they had to let you go?

3 A. I wouldn't put it that way.

4 Q. Did any of them terminate your
 5 employment because of poor performance?

6 A. No.

7 Q. Because of an inability of you to
 8 interact properly with other personnel?

9 A. I don't recall that.

10 Q. Okay. You obviously relocated to
 11 the Philadelphia area when you took this position
 12 at the Veterans Health Administration, is that
 13 correct?

14 A. Yes.

15 Q. And then you relocated there from
 16 the Philadelphia position to New Jersey?

17 A. I basically have always been in New Jersey
 18 since coming out here, in I believe all or, excuse
 19 me, February of 2003.

20 Q. You remained in New Jersey since
 21 that time?

22 A. Right.

23 Q. Then as I understand in August of
 24 2003 sometime shortly after you sent this e-mail
 25 with your updated resume, you actually went to

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1 A. No. I just -- I just asked to see whoever
 2 was in charge of human resources or whoever was
 3 available to see me and, you know, if I could get
 4 some clarification on my situation with Ross.

5 Q. Did the receptionist tell you that
 6 there was no one available to meet with you?
 7 A. Well, she might have told me that, yes, but
 8 I knew that as a person who by the virtue of
 9 having received the last e-mail stating that I'm
 10 still going to be interviewed that I had some kind
 11 of interest in finding out when the interview was
 12 going to take place, when the trip was going to
 13 be, the flight, etc. So my purpose in being there
 14 was to speak with someone or find out what exactly
 15 was the status of my candidacy with the
 16 university. I assume they have people there who
 17 can, you know, fill you in on those type of
 18 things. But the lady, how can I say this, very
 19 delicately seemed to want to play little games
 20 and, you know, I just wanted to find out am I
 21 still a candidate, am I not a candidate. Have you
 22 terminated my candidacy. Why not. Just say,
 23 well, you're no longer a candidate. She -- so --
 24 so she wanted me to go and find a telephone and
 25 call someone within the office there to make an